

ZB# 08-03

Minuteman Mall

68-2-9.2

08-03 Impel Assoc. LLC (S)
Minuteman Mall - Army Corp
(68-2-9.2)

ZONING BOARD OF APPEALS
TOWN OF NEW WINDSOR
555 UNION AVENUE
NEW WINDSOR, N.Y. 12553

closed aug. 08



**U.S. ARMY CORPS OF ENGINEERS
REAL ESTATE DIVISION**

**SUTALIA F. TOWNSEND
REAL ESTATE SPECIALIST
ACQUISITION BRANCH & CREST**

**U.S. ARMY CORPS OF ENGINEERS
REAL ESTATE DIVISION, ROOM 2007
26 FEDERAL PLAZA
NEW YORK, NY 10278-0090**

**Tel (917) 790-8446
Fax (212) 264-0230
Cell (646) 823-4083
SUTALIA.FTOWNSEND@
USACE.ARMY.MIL**

Impel Associates LLC

705 Earl Of Chesterfield Virginia Beach, VA 23454

Said Construction Manager



**Phone:
(917)-864-3499**

**Fax:
(718)-466-0297**

**OFFICE OF THE BUILDING INSPECTOR
TOWN OF NEW WINDSOR
ORANGE COUNTY, NEW YORK**

NOTICE OF DISAPPROVAL OF BUILDING PERMIT APPLICATION

**APPLICANT IS TO PLEASE CONTACT THE ZONING BOARD SECRETARY AT (845) 563-4630 TO
MAKE AN APPOINTMENT WITH THE ZONING BOARD OF APPEALS.**

DATE: 11/28/07

**APPLICANT: Minuteman Mall LLC
475 Temple Hill Road
New Windsor, NY 12553**

PLEASE TAKE NOTICE THAT YOUR APPLICATION DATE: 11/27/07

FOR: Armed Forces Career Center

LOCATED AT: 179 Temple Hill Road, New Windsor, NY 12553

ZONE: C Sec/Blk/ Lot: 68-2-9.2

DESCRIPTION OF EXISTING SITE: Commercial Building

IS DISAPPROVED ON THE FOLLOWING GROUNDS:

- 1. Proposed wall sign will exceed maximum permitted height of 2'-6".**


BUILDING INSPECTOR

PERMITTED

PROPOSED OR
AVAILABLE:

VARIANCE
REQUEST:

ZONE: C USE: 300-45-A-2-A

SIGN:

FREESTANDING:

HEIGHT: 2'-6"

3'

6"

WIDTH:

WALL SIGNS:

TOTAL ALL SIGNS:

FEET FROM ANY LOT LINE:

COPY

cc: Z.B.A., APPLICANT, FILE, W/ATTACHED MAP

11/28/07 sent disapproval

PLEASE ALLOW FIVE TO TEN DAYS TO PROCESS
IMPORTANT
YOU MUST CALL FOR ALL REQUIRED INSPECTIONS OF CONSTRUCTION

Other inspections will be made in most cases but those listed below must be made or Certificate of Occupancy may be withheld. Do not mistake an unscheduled inspection for one of those listed below. Unless an inspection report is left on the job indicating approval of one of these inspections it has not been approved and it is improper to continue beyond that point in the work. Any disapproved work must be reinspected after correction.

1. When excavating is complete and footing forms are in place (before pouring.)
2. Foundation inspection. Check here for waterproofing and footing drains.
3. Inspect gravel base under concrete floors and underslab plumbing.
4. When framing, rough plumbing, rough electric and before being covered.
5. Insulation.
6. Final inspection for Certificate of Occupancy. Have on hand electrical inspection data and final certified plot plan. Building is to be completed at this time. Well water test required and engineer's certification letter for septic system required.
7. Driveway inspection must meet approval of Town Highway Superintendent. A driveway bond may be required.
8. \$50.00 charge for any site that calls for the inspection twice.
9. Call 24 hours in advance, with permit number and Tax Parcel ID #, to schedule inspection.
10. There will be no inspections unless yellow permit card is posted.
11. Water and Sewer permits must be obtained along with building permits for new houses.
12. Septic permit must be submitted with engineer's drawing and perc test.
13. Road opening permits must be obtained from Town Clerk's office.
14. All building permits will need a Certificate of Occupancy or a Certificate of Compliance and there is no fee for this.

FOR OFFICE USE ONLY:
Building Permit #: 2007-990

AFFIDAVIT OF OWNERSHIP AND/OR CONTRACTOR'S COMP. DISABILITY & LIABILITY INSURANCE
CERTIFICATES ARE REQUIRED BEFORE THE BUILDING PERMIT APPLICATION WILL BE ACCEPTED AND/OR
ISSUED

PLEASE PRINT CLEARLY - FILL OUT ALL INFORMATION WHICH APPLIES TO YOU

✓ Owner of Premises Minuteman Mow LLC

✓ Address 179 Temple Hill Rd ✓ Phone # 914 582 1180

✓ Mailing Address 475 Temple Hill Rd New Windsor NY 12553 ✓ Fax # 862 2040

Name of Architect ✓

Address ✓ Phone ✓

Name of Contractor IMPEL ASSOCIATES LLC

Address 705 EARL OF CHESTERFIELD Phone (917) 864-3499
VB, VA 23454

State whether applicant is owner, lessee, agent, architect, engineer or builder _____

If applicant is a corporation, signature of duly authorized officer. _____
(Name and title of corporate officer)

1. On what street is property located? On the TEMPLE HILL ^{ROAD} side of _____
(N, S, E or W)
and _____ feet from the intersection of _____

2. Zone or use district in which premises are situated _____ Is property a flood zone? Y _____ N _____

3. Tax Map Description: Section 68 Block 2 Lot 9.2

4. State existing use and occupancy of premises and intended use and occupancy of proposed construction.

a. Existing use and occupancy _____ b. Intended use and occupancy _____

5. Nature of work (check if applicable) ☐ New Bldg. ☐ Addition ☐ Alteration ☐ Repair ☐ Removal ☐ Demolition ☒ Other

6. Is this a corner lot? _____

7. Dimensions of entire new construction. Front _____ Rear _____ Depth _____ Height _____ No. of stories _____

8. If dwelling, number of dwelling units: _____ Number of dwelling units on each floor _____

Number of bedrooms _____ Baths _____ Toilets _____ Heating Plant: Gas _____ Oil _____

Electric/Hot Air _____ Hot Water _____ If Garage, number of cars _____

9. If business, commercial or mixed occupancy, specify nature and extent of each type of use _____

10. Estimated cost _____ Fee _____

ZONING BOARD

PAID

1232 \$50.
11/21/02

date

APPLICATION FOR BUILDING PERMIT
TOWN OF NEW WINDSOR, ORANGE COUNTY, NEW YORK
Pursuant to New York State Building Code and Town Ordinances

Building Inspector: Michael L. Babcock
Asst. Inspectors: Frank Lisi & Louis Krychear
New Windsor Town Hall
555 Union Avenue
New Windsor, New York 12553
(845) 563-4818
(845) 563-4695 FAX

Bldg Insp Examined _____
Fire Insp Examined _____
Approved _____
Disapproved _____
Permit No. _____

INSTRUCTIONS

- This application must be completely filled in by typewriter or in ink and submitted to the Building Inspector.
- Plot plan showing location of lot and buildings on premises, relationship to adjoining premises or public streets or areas, and giving a detailed description of layout of property must be drawn on the diagram, which is part of this application.
- This application must be accompanied by two complete sets of plans showing proposed construction and two complete sets of specifications. Plans and specifications shall describe the nature of the work to be performed, the materials and equipment to be used and installed and details of structural, mechanical and plumbing installations.
- The work covered by this application may not be commenced before the issuance of a Building Permit.
- Upon approval of this application, the Building Inspector will issue a Building Permit to the applicant together with approved set of plans and specifications. Such permit and approved plans and specifications shall be kept on the premises, available for inspection throughout the progress of the work.
- No building shall be occupied or used in whole or in part for any purpose whatever until a Certificate of Occupancy shall have been granted by the Building Inspector.

APPLICATION IS HEREBY MADE to the Building Inspector for the issuance of a Building Permit pursuant to the New York Building Construction Code Ordinances of the Town of New Windsor for the construction of buildings, additions, or alterations, or for removal or demolition or use of property as herein described. The applicant agrees to comply with all applicable laws, ordinances, regulations and certifies that he is the owner or agent of all that certain lot, piece or parcel of land and/or building described in this application and if not the owner, that he has been duly and properly authorized to make this application and to assume responsibility for the owner in connection with this application.

SAD ROUCHOY
(Signature of Applicant)

179 TEMPLE HILL ROAD
(Address of Applicant)

✓
(Owner's Signature)

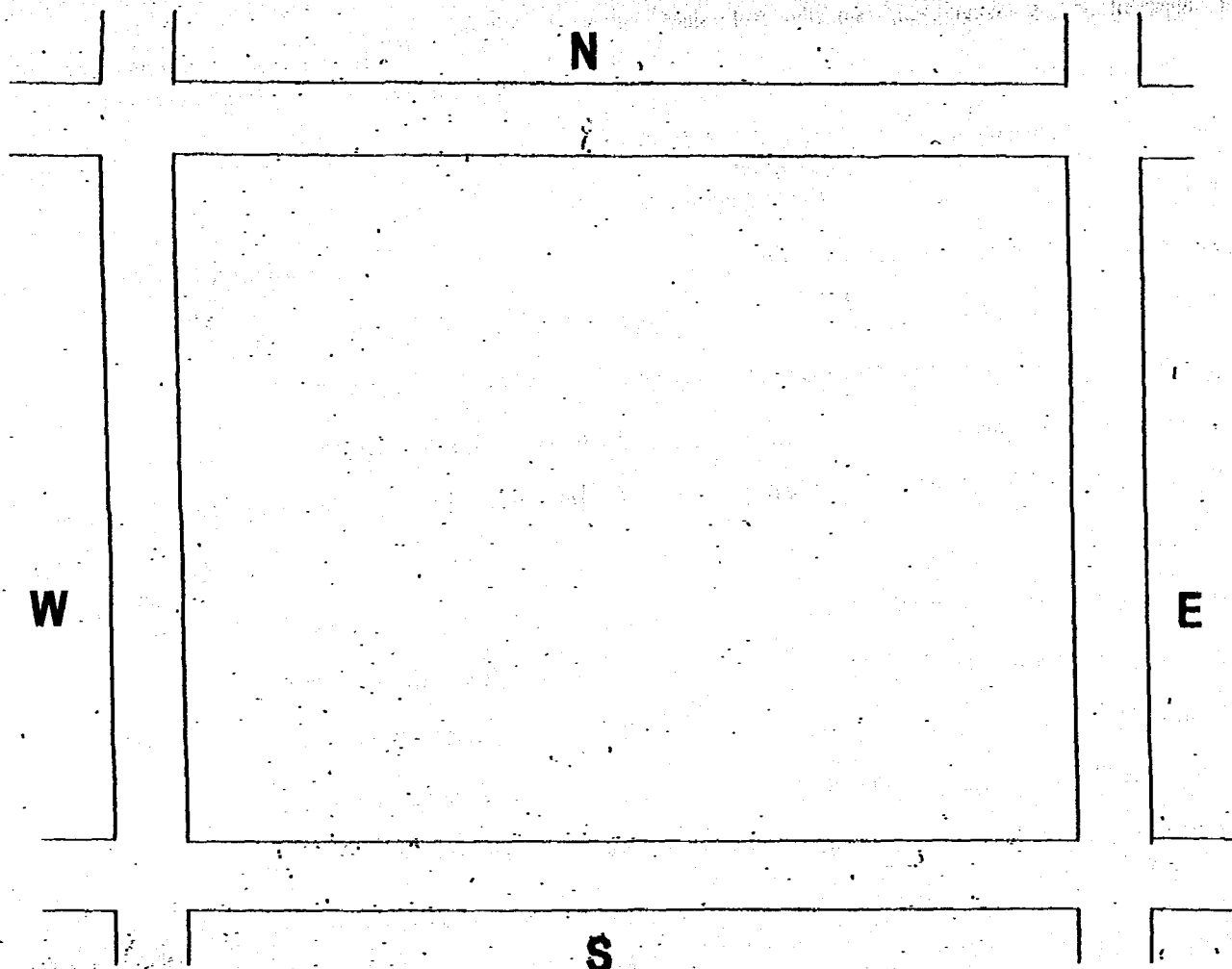
PLOT PLAN

475 Temple Hill Rd
(Owner's Address)

New Windsor NY 12553

NOTE:

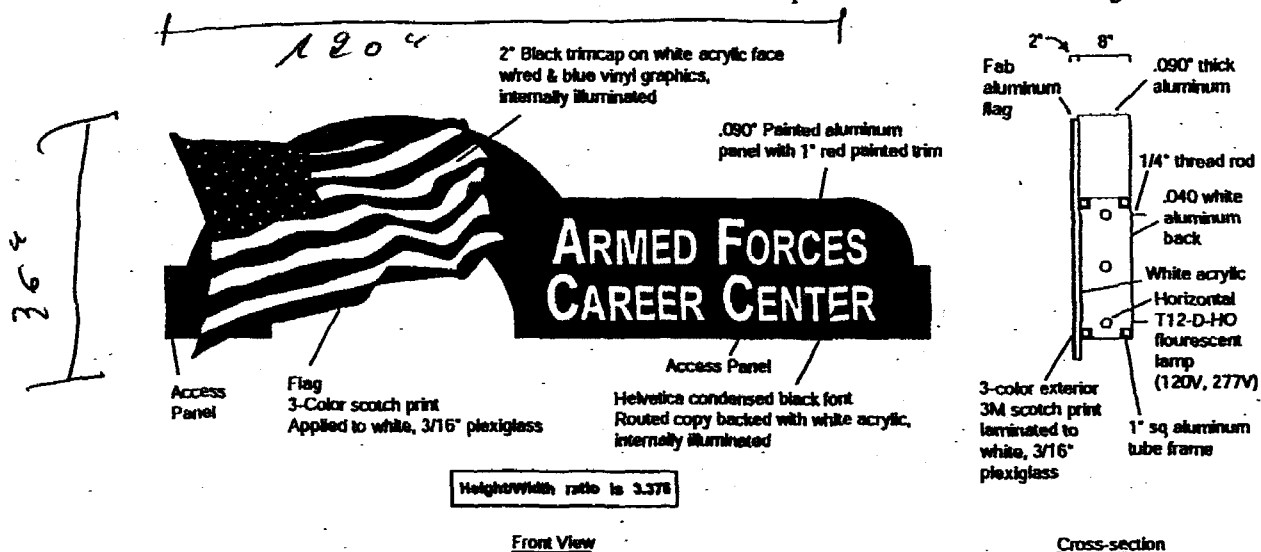
Locate all buildings and indicate all set back dimensions. Applicant must indicate the building line or lines clearly and distinctly on the drawings.



H. Signage and Displays

1. **Exterior signage:** All signage shall be UL approved and energy efficient. An "Armed Forces Career Center" sign shall be provided which complies with local building code requirements and owner specified guidelines. The sign will be centered and installed over the main entrance to the military recruiting office and will be the *maximum size* allowed by code. Note, if applicable, separate small individual exterior signs shall be provided at each individual military service entrance (in addition to the "Armed Forces Career Center" sign). These internally illuminated small entrance box signs (or style approved by owner) shall identify, by single name, the appropriate military service at its respective entrance. Unless otherwise requested, the signs shall have a white translucent lexan face with red Helvetica condensed lettering.

- "Brand Identity Sign" if approved by the owner, the sign shall be fabricated and installed in accordance with the following graphic and design standards: it shall consist of a solid black background, red painted border, pushed through $\frac{1}{4}$ " exposed frosted white lettering utilizing an Helvetica-condensed-black-font. The Flag and lettering shall be back-lit by high output (HO) fluorescent lamps with electronic high output fluorescent ballast(s), within an 8" deep aluminum panel.
- Note: Construction methods/materials shall be equal to or exceed the following:



- **Important:** any sign which differentiates from the "Brand Identity Sign" because of owner specified guidelines or code requirements, shall utilize the American flag as its predominate identifying feature. See Appendix "D" for alternative sign profile.
- All signs will function by use of a 'dusk to dawn' light sensor, or, if more appropriate, by pre-set timer. The primary contractor shall ensure proper sign erection and electrical installation.
- **Marquee/Pylon (road side) sign:** Sign panels shall reflect the residing military service(s) and read "Armed Forces Career Center". If panel size permits, the American flag should be utilized as an identifying feature.

2. Interior signage:

- **Hallway door sign(s):** Size not to exceed 6" x 18" shall be constructed of a black plastic material with engraved white letters identifying the applicable military service. Installation, either door or wall mounted, shall be coordinated with COE.
 - **Rest room signs** shall be provided and constructed of a durable material and affixed on the door to each facility.
- I. **Parking:** If provided, the contractor will identify by an owner-approved-method, all designated government parking spaces.

1



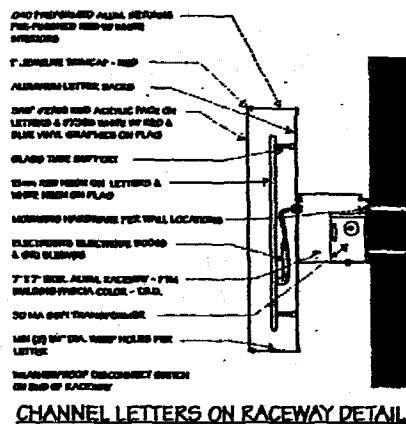
Armed Forces Career Center

LINEAR LAYOUT

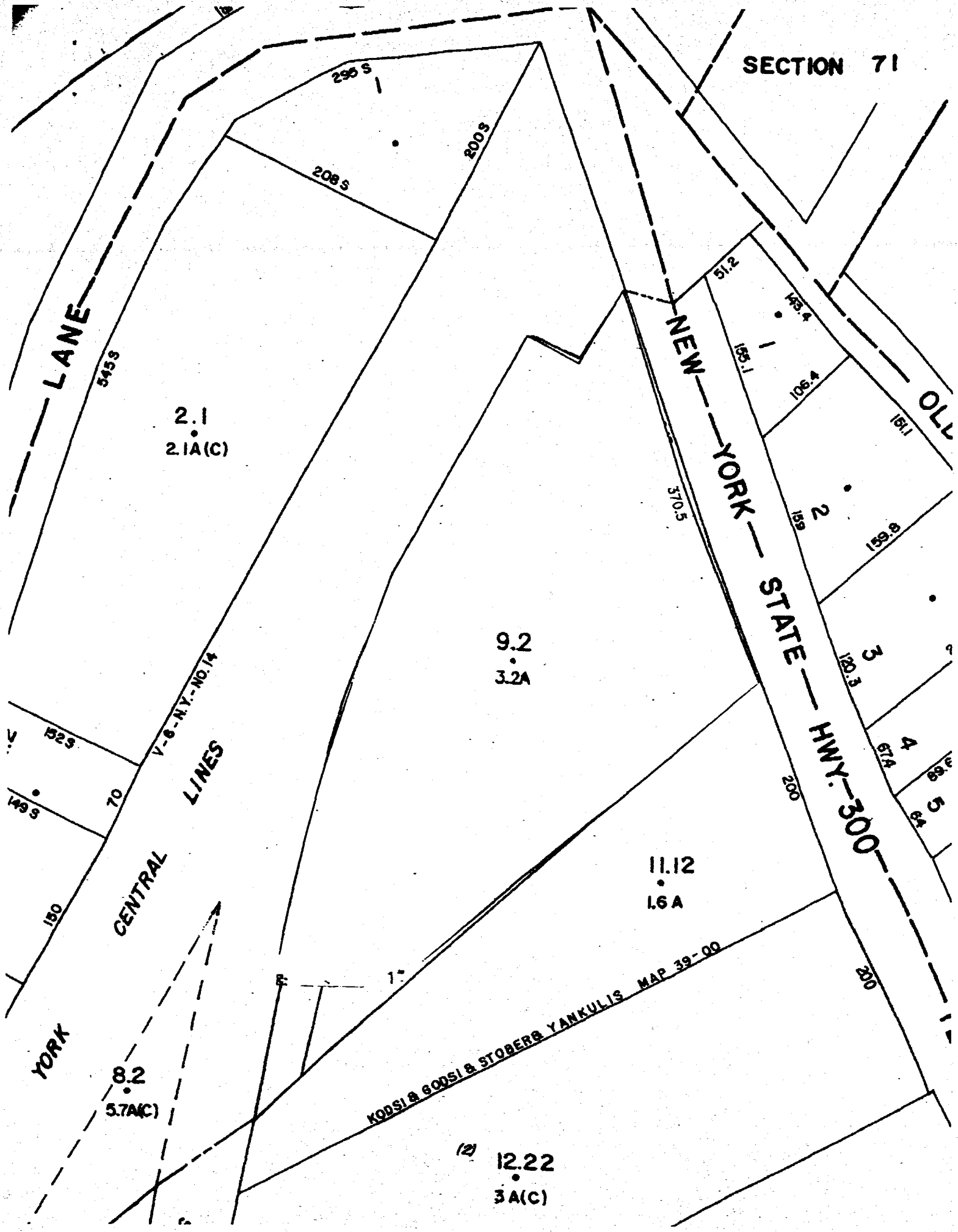


Armed Forces Career Center

STACKED LAYOUT



SECTION 71



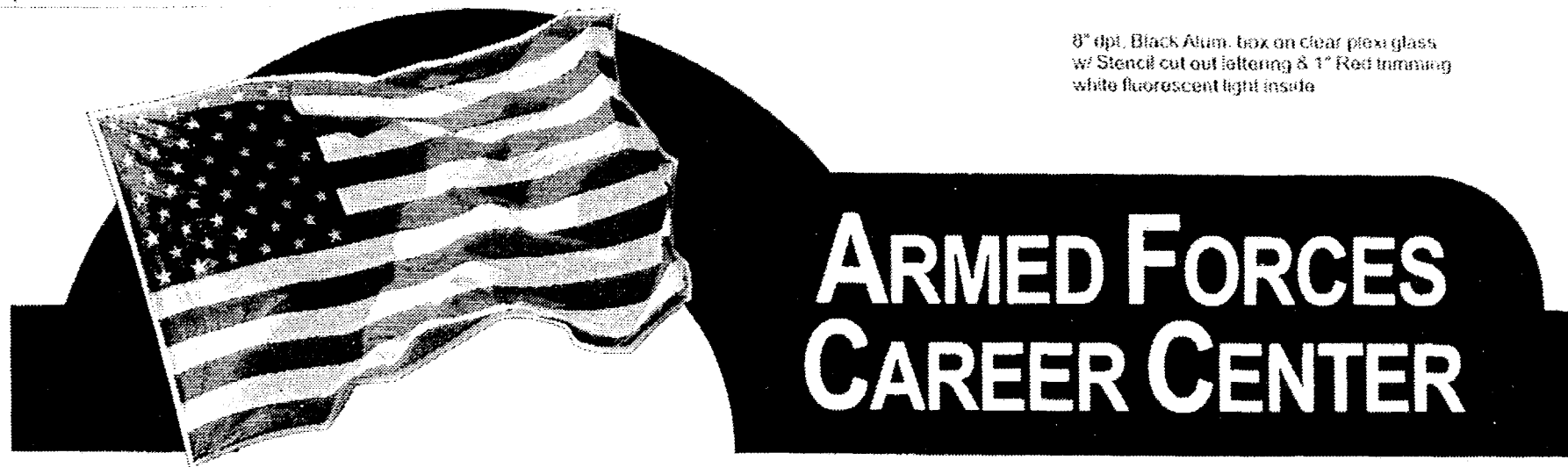




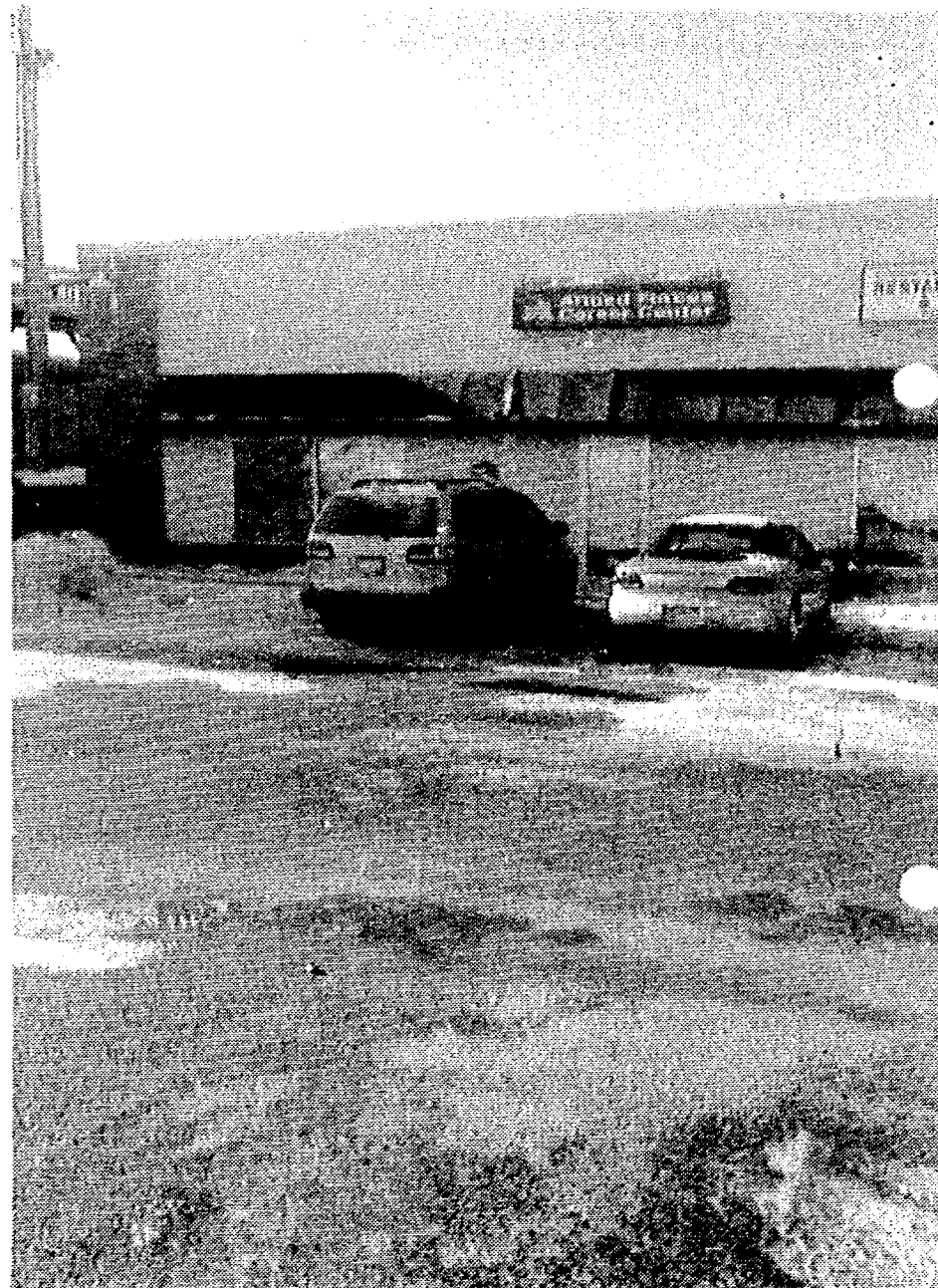
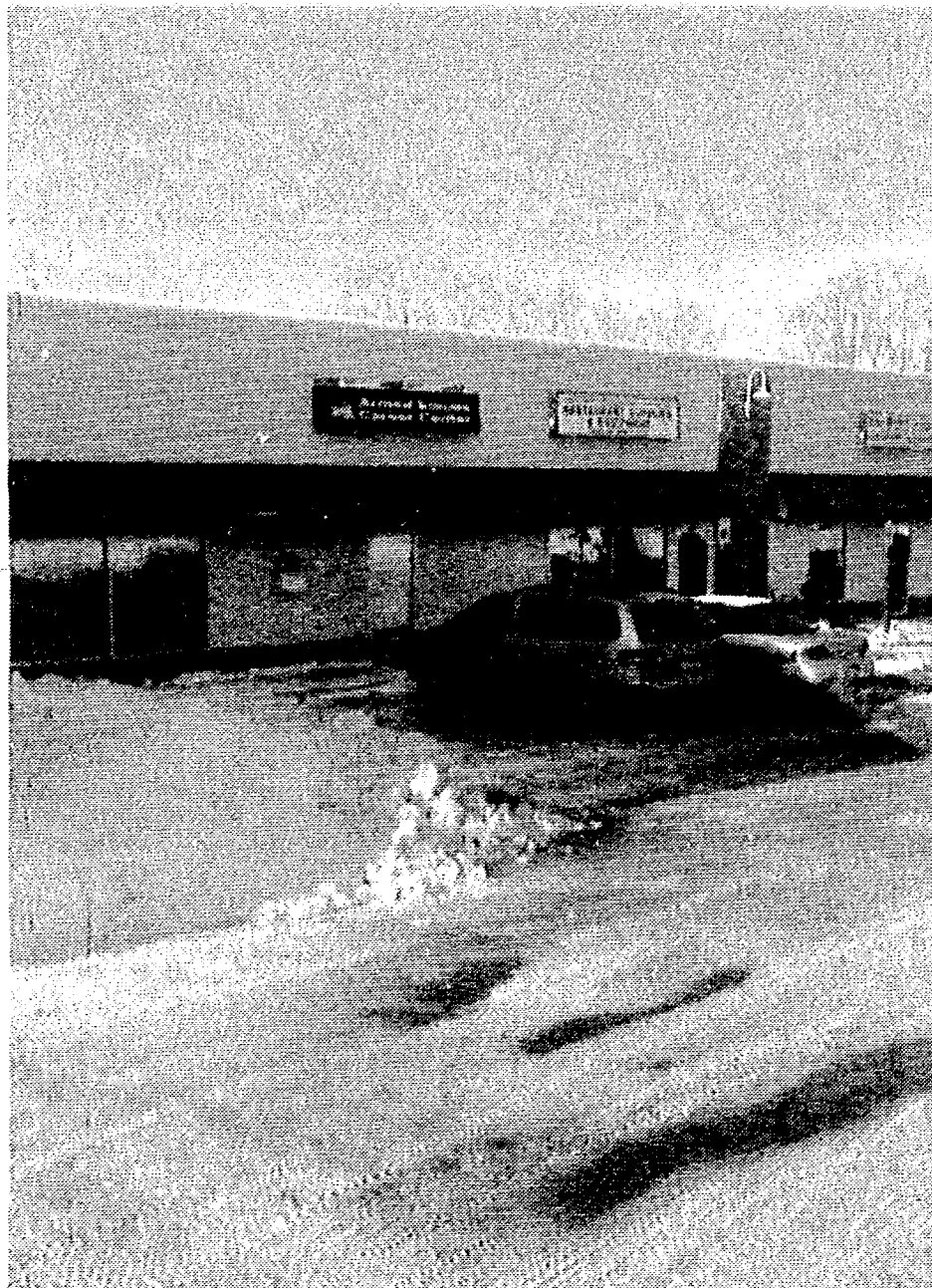
Printing Flag on White plexi glass face
w/1" Black Trimming

120"

8" dpt. Black Alum. box on clear plexi glass
w/ Stencil cut out lettering & 1" Red trimming
white fluorescent light inside



1/2" Frosted white plexi glass lettering



NEW WINDSOR ZONING BOARD OF APPEALS

SBL: (68-2-9.2)

In the Matter of the Application of

MEMORANDUM OF
DECISION GRANTING

IMPEL ASSOCIATES LLC. (for Minuteman Mall)

SIGN

CASE #08-03

WHEREAS, Siad Rouchdy represented, owner(s) of 179 Temple Hill Road, New Windsor, New York, 12553, has made application before the Zoning Board of Appeals for a/an Request for 6 inch Height Variance for proposed wall sign at 179 Temple Hill Road in a C Zone

WHEREAS, a public hearing was held on February 25, 2008 before the Zoning Board of Appeals at the Town Hall, New Windsor, New York; and

WHEREAS, the Applicant appeared on behalf of this Application; and

WHEREAS, there were no spectators appearing at the public hearing; and

WHEREAS, no one spoke in favor of or in opposition to the Application; and

WHEREAS, a decision was made by the Zoning Board of Appeals on the date of the public hearing granting the application; and

WHEREAS, the Zoning Board of Appeals of the Town of New Windsor sets forth the following findings in this matter here memorialized in furtherance of its previously made decision in this matter:

1. The notice of public hearing was duly sent to residents and businesses as prescribed by law and published in The Official Town Newspaper, also as required by law.
2. The Evidence presented by the Applicant showed that:
 - (a) The property is a commercial property located on a busy highway in a neighborhood of commercial properties in a C zone.
 - (b) The proposed sign will contain steady interior illumination and will not be flashing.
 - (c) The sign will be located in such a way that it will not interfere with the safe operation of motor vehicles on the adjacent roadway.

- (d) The larger part of the sign will contain the American Flag and will not contain words of any type.
- (e) The sign will identify a new rental occupant of an existing space.
- (f) The sign identifying the prior business will be removed so that the number of signs will not be changed.

WHEREAS, The Zoning Board of Appeals of the Town of New Windsor makes the following conclusions of law here memorialized in furtherance of its previously made decision in this matter:

1. The requested variance(s) will not produce an undesirable change in the character of the neighborhood or create a detriment to nearby properties.
2. There is no other feasible method available to the Applicant that can produce the benefits sought.
3. The variance(s) requested is/are substantial in relation to the Town regulations but, nevertheless, are warranted.
4. The requested variance(s) will not have an adverse effect or impact on the physical or environmental conditions in the neighborhood or zoning district.
5. The difficulty the Applicant faces in conforming to the bulk regulations is/are self-created but, nevertheless, should be allowed.
6. The benefit to the Applicant, if the requested variance(s) is/are granted, outweighs the detriment to the health, safety and welfare of the neighborhood or community.
7. The requested variance(s) are/is appropriate and are/is the minimum variance(s) necessary and adequate to allow the Applicant relief from the requirements of the Zoning Local Law and at the same time preserve and protect the character of the neighborhood and the health, safety and welfare of the community.
8. The interests of justice will be served by allowing the granting of the requested area variance(s).

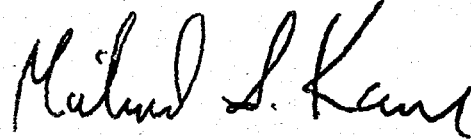
NOW, THEREFORE, BE IT

RESOLVED, that the Zoning Board of Appeals of the Town of New Windsor GRANT a Request for 6 inch Height Variance for proposed wall sign at 179 Temple Hill Road in a C Zone as sought by the Applicant in accordance with plans filed with the Building Inspector and presented at the public hearing.

BE IT FURTHER

RESOLVED, that the Secretary of the Zoning Board of Appeals of the Town of New Windsor transmit a copy of this decision to the Town Clerk, Town Planning Board and/or Building Inspector and Applicant.

Dated: February 25, 2008

A handwritten signature in cursive script, appearing to read "Michael S. Kaur", is written above a horizontal line.

Chairman

**TOWN OF NEW WINDSOR
ZONING BOARD OF APPEALS
OFFICE
845-563-4615**

MEMORANDUM

TO: JACK FINNEGAN, COMPTROLLER
FROM: MYRA MASON, SECRETARY TO THE ZONING BOARD
DATE: 04-14-08
SUBJECT: ESCROW REFUND

**PLEASE ISSUE A CHECK IN THE AMOUNT OF \$ 355.89 TO CLOSE OUT
ESCROW FOR:**

ZBA FILE #08-03

NAME & ADDRESS:

**IMPEL ASSOCIATES LLC.
705 Earl of Chesterfield
Virginia Beach, VA 23454**

THANK YOU,

MYRA

J.F.04-14-08



TOWN OF NEW WINDSOR
ZONING BOARD OF APPEALS
RECORD OF CHARGES & PAYMENTS



FILE #08-03

TYPE: SIGN TELEPHONE: 917-864-3499

APPLICANT:

IMPEL ASSOCIATES LLC.

705 Earl of Chesterfield

Virginia Beach, VA 23454

RESIDENTIAL:	\$ 50.00	CHECK # _____
COMMERCIAL	\$ 150.00	CHECK # <u>1155</u>
INTERPRETATION	\$ 150.00	CHECK # _____

ESCROW: COMMERCIAL \$500.00 CHECK # 1156



<u>DISBURSEMENTS:</u>	<u>MINUTES</u>	<u>ATTORNEY</u>
	<u>\$7.00 / PAGE</u>	<u>FEE</u>

PRELIMINARY:	<u>5</u>	PAGES	\$ <u>35.00</u>	\$ <u>35.00</u>
2 ND PRELIMINARY:	<u> </u>	PAGES	\$ <u> </u>	\$ <u> </u>
PUBLIC HEARING:	<u>4</u>	PAGES	\$ <u>28.00</u>	\$ <u>35.00</u>
PUBLIC HEARING:	<u> </u>	PAGES	\$ <u> </u>	\$ <u> </u>

LEGAL AD: Publish Date: 02-15-08 \$ 11.11

TOTAL: \$ 74.11 \$ 70.00



ESCROW POSTED: \$ 500.00
LESS: DISBURSEMENTS: \$ 144.11

AMOUNT DUE: \$

REFUND DUE: \$ 355.89

Cc:

J.F. 04-14-08

IMPEL ASSOCIATES LLC. (FOR MINUTEMAN MALL)

MR. KANE: Request for 6 inch height variance for proposed wall sign at 179 Temple Hill Road.

Mr. Siad Rouchdy appeared before the board for this proposal.

MR. KANE: Just as in the preliminary meeting you want to tell us exactly what you want to do. Basically, you have a sign that you want to put up and the only way it doesn't meet the specifications is for the height?

MR. ROUCHDY: Yes.

MR. KANE: Michael, with the building department since we box off all the way on this sign, the bottom is still considered part of the sign as is just the rectangle going all the way around?

MR. BABCOCK: That's right, as far as square footage we take in a lot more square footage than what the sign actually is. We're saying that it's six inches higher, he's allowed a 30 inch sign, it's 36 inches at its highest point, it is not continuous 36 inches.

MR. KANE: From the lowest to the highest point?

MR. BABCOCK: Yes.

MR. TORPEY: If we pulled it and stretched it it would be all even?

MR. BABCOCK: That's correct.

MR. KANE: Is the sign illuminated in any way?

MR. ROUCHDY: Yes.

MR. KANE: Is it a flashing illumination or steady?

MR. ROUCHDY: No.

MR. KANE: Steady?

MR. ROUCHDY: Yes.

MR. TORPEY: Just plain light?

MR. ROUCHDY: Yes.

MR. KANE: It won't distract any drivers going down the road?

MR. ROUCHDY: No.

MR. KANE: Not that kind of lighting?

MR. ROUCHDY: No.

MR. BABCOCK: In the larger part of the sign, Mr. Chairman, is the American flag and it's the Armed Forces Career Center that's going in there.

MR. KANE: Okay, at this point, I'll open it up to the public. Seeing as there's nobody in the audience, we'll close the public portion of the meeting, ask Myra how many mailings we had.

MS. MASON: On February 12, I mailed out 34 addressed envelopes and no response.

MR. KANE: Further questions from the board?

MS. LOCEY: This replaces an existing sign, is that correct?

MR. ROUCHDY: Yes.

MS. LOCEY: You already have a sign?

MR. BABCOCK: They don't in particular have a sign but there's a sign opening that was there from the last business, I think it was a restaurant, Minuteman Restaurant Supplies, they used to take up both sides and then they moved over. So there's an area in the building you should be able to see that, this, the picture if you have it, a sign is taken out, that's where this sign will go.

MR. KANE: I think what you're seeing if I remember the preliminary it's photoshopped into that little square to show something in there, the sign itself is going to be exactly what you see on the back page of the application. Any further questions?

MR. TORPEY: No, I'm pretty good.

MR. KANE: I'll accept a motion.

MR. BEDETTI: I'll make a motion that we grant Impel Associates LLC a variance as requested for 6 inch height variance on a wall sign at 179 Temple Hill Road.

MR. TORPEY: I'll second that.

ROLL CALL

MR. BEDETTI	AYE
MS. LOCEY	AYE
MR. TORPEY	AYE
MR. KANE	AYE

MR. KANE: Motion to adjourn?

MR. BEDETTI: So moved.

MS. LOCEY: Second it.

ROLL CALL

February 25, 2008

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MR. BEDETTI	AYE
MS. LOCEY	AYE
MR. TORPEY	AYE
MR. KANE	AYE

Respectfully Submitted By:

Frances Roth
Stenographer

IMPEL_ASSOCIATES_LLC_(08-03)

MR. KANE: Impel Associates. Request for 6 inch height variance for proposed wall sign at 179 Temple Hill Road.

Mr. Said Rouchdy appeared before the board for this proposal.

MR. KANE: Sir, what we do in the Town of New Windsor is that we hold a preliminary meeting so that you can get a good idea of what we need to make a decision and we know what you want to do. Some other towns they do it cold and if you don't have everything and you walk in and you lose, you lose. So tell us exactly what you want to do, sir. So you want to, you just need a six inch height and it's 36 inches?

MR. ROUCHDY: Yeah, it's 36 here, 30, 36 from here.

MR. KANE: Right. Mike, when we do a sign, we square it out?

MR. BABCOCK: Yes, that's correct.

MR. KANE: Is the sign going to be illuminated in any way?

MR. ROUCHDY: Yeah, with the lights.

MR. KANE: Internal illumination?

MR. ROUCHDY: Yes.

MR. KANE: Nothing flashing?

MR. ROUCHDY: No.

MR. KANE: How far off the street is the sign going to be approximately?

January 14, 2008

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MR. ROUCHDY: It's 120, 10 feet.

MR. KANE: How far away from the road?

MR. ROUCHDY: Because there's more--

MR. TORPEY: Probably about 75 feet.

MR. KANE: What I'm saying is how far off the road?
The building is here and your sign is here,
approximately how far from the road is it?

MR. ROUCHDY: About 30 feet.

MR. BABCOCK: It's across the parking lot, there's
parking lot, there's a parking lot against the building
which is 20, the driving lanes take, there's another
parking spot out which is 20, so you've got 65 feet
there and at least a 20 foot median so you've got 85
feet to the main road.

MR. KANE: So 85 feet to the main road?

MR. ROUCHDY: Yes.

MR. KANE: That's what we'll need to know. And the
illumination of the lights you don't feel it will
interfere with the vision of traffic, anybody driving
along the road?

MR. ROUCHDY: No, no.

MR. KANE: And the question has to be asked why can't
it be cut down six inches?

MR. ROUCHDY: The six inches because the thing is
already fixed with the company.

MR. KANE: It's a standard company sign?

January 14, 2008

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MR. ROUCHDY: Yes.

MR. KANE: That would be your answer for that question. And six inches I don't think is abnormally large over the limit. Any further questions from the board?

MR. BEDETTI: It's going to be mounted on the building, it's not a freestanding sign, it's mounted on the building?

MR. ROUCHDY: No.

MR. BABCOCK: Yeah, there's an opening on the building for it right now, there was a sign there prior to this restaurant, maybe Restaurant Supplies, you could see the opening in the siding.

MRS. VOLPE: You're saying this sign is already up?

MR. ROUCHDY: Yeah, the place is empty now.

MR. KANE: Do you know if it doesn't pass that they can--

MR. BABCOCK: I don't think they put it up, Mr. Chairman, the one that was there for the existing business has been taken down, this sign is not up yet. Right?

MR. ROUCHDY: No, not yet.

MR. KANE: Okay, so is this the sign that's currently on the building right there?

MR. ROUCHDY: I took it out and the place is empty now.

MR. KANE: Okay.

MS. LOCEY: Could we see those?

MR. KANE: Absolutely. But that sign isn't currently there, it was taken down.

MS. LOCEY: This one came down they said.

MR. KANE: Correct.

MS. LOCEY: This is the new one.

MR. KANE: Correct.

MS. LOCEY: Why did you take the old one down?

MR. BABCOCK: This is a new tenant.

MS. LOCEY: But it's superimposed on this, it says what this says.

MR. BABCOCK: That's correct.

MS. LOCEY: So that's just a computer.

MR. BABCOCK: That's right, but the sign is not physically there, just an opening in the wall.

MS. MASON: In the pictures it reads that it is, that's why they're questioning.

MR. KANE: Too good of a job of photo shop.

MR. ROUCHDY: You need 10 foot by 24, this is from 206 when they fix it they send me an image, tell me no, this is legal and the new one is 207.

MR. KANE: Okay, any further questions? I'll accept a motion.

MR. BEDETTI: I will make a motion that we schedule a public hearing for Impel Associates for a variance as

January 14, 2008

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requested.

MR. TORPEY: I'll second that.

ROLL CALL

MRS. VOLPE	AYE
MR. BEDETTI	AYE
MS. LOCEY	AYE
MR. TORPEY	AYE
MR. KANE	AYE

MR. KANE: Okay, in the public hearing just follow what's on the sheet right there and it will be very similar to what's going on here except the public will be invited for comments at that point.

MR. ROUCHDY: Thank you very much.



THE SENTINEL

P.O. BOX 406
VAILS GATE, NY 12584

Invoice

Date	Invoice #
2/25/2008	1230

Bill To

TOWN OF NEW WINDSOR
555 UNION AVE
NEW WINDSOR, NY 12553

P.O. No.**Terms****Project***myra*

Issue Date	Description	Rate	Amount
2/15/2008	LEGAL ADS: APPEAL NO 08-03 IMPEL ASSOC, LLC	7.11	7.11
	1 AFFIDAVIT	4.00	4.00
		Total	\$11.11

**PUBLIC HEARING NOTICE
ZONING BOARD OF APPEALS
TOWN OF NEW WINDSOR**

PLEASE TAKE NOTICE that the Zoning Board of Appeals of the TOWN OF NEW WINDSOR, New York, will hold a Public Hearing on the following Proposition:
Appeal No. 08-03 Request of IMPEL ASSOCIATES LLC. (for Minuteman Mall) for a VARIANCE of the Zoning Local Law to Permit Request for 4 inch Height Variance for proposed wall sign at 179 Temple Hill Road in a C Zone (68-2.9.2) PUBLIC HEARING will take place on FEBRUARY 25, 2008 at the New Windsor Town Hall, 555 Union Avenue, New Windsor, New York beginning at 7:30 PM.

Michael Kane, Chairman

State of New York

County of Orange, ss:

Kathleen O'Brien, being duly sworn, disposes and says that she is the Supervisor of the Legal Department of the E.W. Smith Publishing Company, Inc., Publisher of The Sentinel, a weekly newspaper published and of general circulation in the Town of New Windsor, Town of Newburgh and City of Newburgh and that the notice of which is annexed is a true copy was published in said newspaper 1 times(s) commencing on the 15th day of January, A.D., 2008 and ending on the 15th day of January, A.D., 2008.

Kathleen O'Brien

Subscribed and shown to before me this 27th day of

July, 2008.

Deborah Green

Notary Public of the State of New York

County of Orange

My commission expires

DEBORAH GREEN
Notary Public, State of New York
Qualified in Orange County
#4984065
Commission Expires July 15, 2011

Town of New Windsor
555 Union Avenue
New Windsor, NY 12553
(845) 563-4611

RECEIPT
#15-2008

01/08/2008

Impel Associates Llc *ZBA 08-03*

Received \$ 150.00 for Zoning Board Fees, on 01/08/2008. Thank you for
stopping by the Town Clerk's office.

As always, it is our pleasure to serve you.

Deborah Green
Town Clerk



RESULTS OF Z.B.A. MEETING OF: February 25, 2008

PROJECT: Impel Assoc - Minuteman Mall ZBA # 08-03
P.B.# _____



USE VARIANCE:

LEAD AGENCY: M) _____ S) _____ VOTE: A _____ N _____

VOLPE _____
BEDETTI _____
LOCEY _____
TORPEY _____
KANE _____ CARRIED: Y _____ N _____

PUBLIC HEARING: M) _____ S) _____ VOTE: A _____ N _____

VOLPE _____
BEDETTI _____
LOCEY _____
TORPEY _____
KANE _____ CARRIED: Y _____ N _____

NEGATIVE DEC: M) _____ S) _____ VOTE: A _____ N _____

VOLPE _____
BEDETTI _____
LOCEY _____
TORPEY _____
KANE _____ CARRIED: Y _____ N _____

APPROVED: M) _____ S) _____ VOTE: A _____ N _____

VOLPE _____
BEDETTI _____
LOCEY _____
TORPEY _____
KANE _____ CARRIED: Y _____ N _____

ALL VARIANCES - PRELIMINARY APPEARANCE:

SCHEDULE PUBLIC HEARING: M) _____ S) _____ VOTE: A _____ N _____

VOLPE _____
BEDETTI _____
LOCEY _____
TORPEY _____
KANE _____

CARRIED: Y _____ N _____

PUBLIC HEARING: STATEMENT OF MAILING READ INTO MINUTES ☒
VARIANCE APPROVED: M) B S) I VOTE: A _____ N _____

~~VOLPE~~ _____
BEDETTI A
LOCEY A
TORPEY A
KANE A

CARRIED: Y ☒ N _____

AGENDA DATE: _____

AFFIDAVIT OF MAILING

**ZONING BOARD OF APPEALS: TOWN OF NEW WINDSOR
COUNTY OF ORANGE: STATE OF NEW YORK**

-----X

In the Matter of the Application for Variance of

IMPEL ASSOCIATES LLC. (for Minuteman Mall)

**AFFIDAVIT OF
SERVICE
BY MAIL**

#08-03

X

STATE OF NEW YORK)

) SS:

COUNTY OF ORANGE)

MYRA L. MASON, being duly sworn, deposes and says:

That I am not a party to the action, am over 18 years of age and reside at 131 Mt. Airy Road, New Windsor, NY 12553.

That on the 12th day of **February**, 2008, I compared the 34 addressed envelopes containing the Public Hearing Notice pertinent to this case with the certified list provided by the Assessor's Office regarding the above application for a variance and I find that the addresses are identical to the list received. I then placed the envelopes in a U.S. Depository within the Town of New Windsor.

Sworn to before me this

Myra L. Mason
Myra L. Mason, Secretary

25th day of February, 2008

J. Gallagher
Notary Public

JENNIFER GALLAGHER
Notary Public, State of New York
No. 01GA6050024
Qualified in Orange County
Commission Expires 10/30/12

PUBLIC HEARING NOTICE
ZONING BOARD OF APPEALS
TOWN OF NEW WINDSOR

PLEASE TAKE NOTICE that the Zoning Board of Appeals of the TOWN OF NEW WINDSOR, New York, will hold a Public Hearing on the following Proposition:

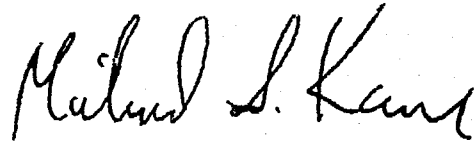
Appeal No. 08-03

Request of IMPEL ASSOCIATES LLC. (for Minuteman Mall)

for a VARIANCE of the Zoning Local Law to Permit:

Request for 6 inch Height Variance for proposed wall sign at 179 Temple Hill Road in a C Zone (68-2-9.2)

PUBLIC HEARING will take place on FEBRUARY 25, 2008
at the New Windsor Town Hall, 555 Union Avenue, New Windsor, New York
beginning at 7:30 P.M.

A handwritten signature in black ink, appearing to read "Michael S. Kane", written over a horizontal line.

Michael Kane, Chairman

PUBLIC HEARING NOTICE
ZONING BOARD OF APPEALS
TOWN OF NEW WINDSOR

PLEASE TAKE NOTICE that the Zoning Board of Appeals of the TOWN OF NEW WINDSOR, New York, will hold a Public Hearing on the following Proposition:

Appeal No. (08-02)

Request of SEYMOUR BORDEN (Carpet Mill Outlet)

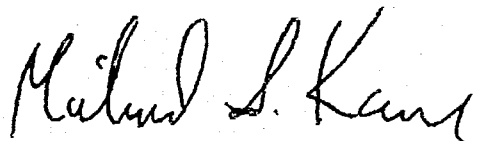
for a VARIANCE of the Zoning Local Law to Permit:

Request for:

SIGN 9.4 ft. Height
20 ft. Width
1 – Additional wall sign

All at 294 Windsor Highway in a C Zone (35-1-54.12)

PUBLIC HEARING will take place on FEBRUARY 25, 2008
at the New Windsor Town Hall, 555 Union Avenue, New Windsor, New York
beginning at 7:30 P.M.



Michael Kane, Chairman



Town of New Windsor

555 Union Avenue
New Windsor, New York 12553
Telephone: (845) 563-4631
Fax: (845) 563-3101

Assessor's Office
J. Todd Wiley, Assessor

January 22, 2008

Impel Associates, LLC
705 Earl of Chesterfield
Virginia Beach, VA 23454

Re: 68-2-9.2 ZBA#08-03 (34)

Dear Impel Associates:

According to our records, the attached list of property owners are within five hundred (500) feet of the above referenced property.

The charge for this service is \$55.00, minus your deposit of \$25.00.

Please remit the balance of \$30.00 to the Town Clerk's Office.

Sincerely,

J. Todd Wiley (TD)

J. Todd Wiley, IAO
Sole Assessor

JTW/td
Attachments

CC: Myra Mason, ZBA

68-2-9.2

65-2-12.1

WVR Real Estate II LLC
162-5 North Main Street
Florida, NY 10921

71-1-64

Dominick S. & Lucille Parisi
53 Hy Vue Drive
Newburgh, NY 12550

68-1-6

Herbert Livingstone, Jr.
PO Box 721
Vails Gate, NY 12584

68-2-2.1

Marcia Sherwood & James McGrane
PO Box 87
Vails Gate, NY 12584

68-2-4

Pedro J. & Ana W. Lugo
43 Mertes Lane
New Windsor, NY 12553

68-2-8.2

New York Central Lines, LLC
c/o CSX
500 Water Street
Jacksonville, FL 32202

68-2-9.2

Minuteman Mall LLC
475 Temple Hill Road
New Windsor, NY 12553

68-3-13.22

James & Phyllis Duffy
PO Box 214
Vails Gate, NY 12584

68-3-2

D and F Realty Group LLC
63 Red Maple Way
New Windsor, NY 12553

68-3-6

Anthony & Gemma Tornatore
82 Continental Drive
New Windsor, NY 12553

65-2-34

CRE JV Mixed Five NY
c/o First States Man Corp LP
680 Old York Road
Jenkintown, PA 19046

68-1-1

Daniel W. & Jennie E. Simon
2 Mertes Lane
New Windsor, NY 12553

68-1-7.1

P&J Properties LLC
6 Leeland Avenue
Newburgh, NY 12550

68-2-2.2, 68-2-7

James McGrane
PO Box 7041
Newburgh, NY 12550

68-2-5, 68-2-6

Isidora Casas
PO Box 469
Vails Gate, NY 12584

68-2-11.12

Fall Fittings, Inc.
320 Route 208
New Paltz, NY 12561

68-2-12.12

MCB Partnership LLC
521 Green Ridge Road
Scranton, PA 18508

68-2-17

Veterans Memorial Grove Assoc.
PO Box 194
Vails Gate, NY 12584

68-3-3

Phillip I. Williams
PO Box 549
Vails Gate, NY 12584

68-3-12

Walter L. & Louella Nichols
PO Box 579
Vails Gate, NY 12584

71-1-63

Town of New Windsor
555 Union Avenue
New Windsor, NY 12553

68-1-2

BJS Holding, LLC
38 West 32nd Street
Suite 1201
New York, NY 10001

68-2-1

Marcio O. Fernandes
3 Mertes Lane
New Windsor, NY 12553

68-2-3

Reyes & Eliazar Solis
39 Mertes Lane
New Windsor, NY 12553

68-2-8.1

Erie Properties Corp.
401 South Water Street
New Windsor, NY 12553

68-2-12.11

Sy Realty Corporation
17 Pinehurst Circle
Monroe, NY 10950

68-2-12.22

North Plank Development Co., LLC
502 Route 9W
Newburgh, NY 12550

68-3-1

Thomas & Kathleen Manning
44 Creek Run Road
Newburgh, NY 12550

68-3-4, 68-3-5

Wayland H & Joy Sheafe
1661 Little Britain road
Rock Tavern, NY 12575

68-3-7.21

Lureen & Rubena Robinson
55 Old Temple Hill Road
New Windsor, NY 12553

STAPLES

label size 1" x 2 5/8" compatible with Avery® 5160/8160
Étiquette de format 25 mm x 67 mm compatible avec Avery® 5160/8160

68-3-9
Eugene L. & Ruth Andrews
PO Box 114
Vails Gate, NY 12584

68-3-10
Paula Martino
PO Box 142
Vails Gate, NY 12584

68-3-11.1
Strategic Office, LLC
PO Box 522
Vails Gate, NY 12584

68-3-12
Antonio & Giencinto De Dominicis
PO Box 327
Vails Gate, NY 12584

label size 1" x 2 5/8" compatible with Avery®5160/8160
Étiquette de format 25 mm x 67 mm compatible avec Avery®5160/8160

STAPLES

STAPLES

label size 1" x 2 5/8" compatible with Avery®5160/8160
Étiquette de format 25 mm x 67 mm compatible avec Avery®5160/8160

TOWN OF NEW WINDSOR
REQUEST FOR NOTIFICATION LIST

CHECKED BY MYRA: 01-15-08 mm

DATE: 01-15-08 PROJECT NUMBER: ZBA# 08-03 P.B. # _____

APPLICANT NAME: IMPEL ASSOCIATES LLC

PERSON TO NOTIFY TO PICK UP LIST:

SAID (Pronounced Sy-eed) 917-864-3499

Impel Associates, LLC.

705 Earl of Chesterfield

Virginia Beach, VA 23454

TELEPHONE: 917-864-3499

TAX MAP NUMBER: SEC. 68 BLOCK 2 LOT 9.2
SEC. _____ BLOCK _____ LOT _____
SEC. _____ B LOCK _____ LOT _____

PROPERTY LOCATION: MINUTEMAN MALL
RT. 300 - NEW WINDSOR

LIST OF PROPERTY OWNERS WITHIN 500 FT. FOR SITE PLANS/SUBDIVISION _____
(IS NOT PREPARED ON LABELS)

❖ ❖

THIS LIST IS BEING REQUESTED BY:

NEW WINDSOR PLANNING BOARD: _____

SITE PLAN OR SUBDIVISION: (ABUTTING AND ACROSS ANY STREET) _____

SPECIAL PERMIT ONLY: (ANYONE WITHIN 500 FEET) _____

AGRICULTURAL DISTRICT:
(ANYONE WITHIN THE AG DISTRICT WHICH IS WITHIN 500'
OF SITE PLAN OR SUBDIVISION PROJECT) _____

❖ ❖

NEW WINDSOR ZONING BOARD XXX

LIST WILL CONSIST OF ALL PROPERTY WITHIN 500 FEET OF PROJECT XXX

❖ ❖

AMOUNT OF DEPOSIT: 25.00 CHECK NUMBER: 1157

TOTAL CHARGES: _____

PROJECT I.D. NUMBER

617.21

SEQR

Appendix C

State Environmental Quality Review

SHORT ENVIRONMENTAL ASSESSMENT FORM

For UNLISTED ACTIONS Only

PART I--PROJECT INFORMATION (To be completed by Applicant or Project sponsor)

1. APPLICANT /SPONSOR <u>TEMPLE ASSOCIATE LLC</u>	2. PROJECT NAME
3. PROJECT LOCATION: Municipality <u>705 EARL UOVA</u> County <u>23454 ORANGE</u>	
4. PRECISE LOCATION (Street address and road intersections, prominent landmarks, etc., or provide map) <u>179 TEMPLE HILL ROAD</u> <u>NEW ADEPSOR, A2553</u>	
5. IS PROPOSED ACTION: <input checked="" type="checkbox"/> New <input type="checkbox"/> Expansion <input type="checkbox"/> Modification/alteration	
6. DESCRIBE PROJECT BRIEFLY: <u>SIGN Replacement</u>	
7. AMOUNT OF LAND AFFECTED: Initially _____ acres Ultimately _____ acres	
8. WILL PROPOSED ACTION COMPLY WITH EXISTING ZONING OR OTHER EXISTING LAND USE RESTRICTIONS? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If No, describe briefly	
9. WHAT IS PRESENT LAND USE IN VICINITY OF PROJECT? <input type="checkbox"/> Residential <input type="checkbox"/> Industrial <input checked="" type="checkbox"/> Commercial <input type="checkbox"/> Agriculture <input type="checkbox"/> Park/Forest/Open space <input type="checkbox"/> Other Describe:	
10. DOES ACTION INVOLVE A PERMIT APPROVAL, OR FUNDING, NOW OR ULTIMATELY FROM ANY OTHER GOVERNMENTAL AGENCY (FEDERAL, STATE OR LOCAL)? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If yes, list agency(s) and permit/approvals	
11. DOES ANY ASPECT OF THE ACTION HAVE A CURRENTLY VALID PERMIT OR APPROVAL? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, list agency name and permit/approval	
12. AS A RESULT OF PROPOSED ACTION WILL EXISTING PERMIT/APPROVAL REQUIRE MODIFICATION? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE TO THE BEST OF MY KNOWLEDGE	
Applicant/sponsor name: <u>TEMPLE ASSOCIATE LLC</u>	Date: <u>12/18/07</u>
Signature: <u>[Signature]</u>	

If the action is in the Coastal Area, and you are a state agency, complete the Coastal Assessment Form before proceeding with this assessment

OVER

PART II—ENVIRONMENTAL ASSESSMENT (To be completed by Agency)

A. DOES ACTION EXCEED ANY TYPE I THRESHOLD IN 8 NYCRR, PART 817.12? If yes, coordinate the review process and use the FULL EAF.	
<input type="checkbox"/> Yes <input type="checkbox"/> No	
B. WILL ACTION RECEIVE COORDINATED REVIEW AS PROVIDED FOR UNLISTED ACTIONS IN 8 NYCRR, PART 817.8? If No, a negative declaration may be superseded by another involved agency.	
<input type="checkbox"/> Yes <input type="checkbox"/> No	
C. COULD ACTION RESULT IN ANY ADVERSE EFFECTS ASSOCIATED WITH THE FOLLOWING: (Answers may be handwritten, if legible)	
C1. Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic patterns, solid waste production or disposal, potential for erosion, drainage or flooding problems? Explain briefly:	
C2. Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character? Explain briefly:	
C3. Vegetation or fauna, fish, shellfish or wildlife species, significant habitats, or threatened or endangered species? Explain briefly:	
C4. A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources? Explain briefly:	
C5. Growth, subsequent development, or related activities likely to be induced by the proposed action? Explain briefly:	
C6. Long term, short term, cumulative, or other effects not identified in C1-C5? Explain briefly:	
C7. Other impacts (including changes in use of either quantity or type of energy)? Explain briefly:	
D. IS THERE, OR IS THERE LIKELY TO BE, CONTROVERSY RELATED TO POTENTIAL ADVERSE ENVIRONMENTAL IMPACTS?	
<input type="checkbox"/> Yes <input type="checkbox"/> No If Yes, explain briefly	

PART III—DETERMINATION OF SIGNIFICANCE (To be completed by Agency)

INSTRUCTIONS: For each adverse effect identified above, determine whether it is substantial, large, important or otherwise significant. Each effect should be assessed in connection with its (a) setting (i.e. urban or rural); (b) probability of occurring; (c) duration; (d) irreversibility; (e) geographic scope; and (f) magnitude. If necessary, add attachments or reference supporting materials. Ensure that explanations contain sufficient detail to show that all relevant adverse impacts have been identified and adequately addressed.

<input type="checkbox"/> Check this box if you have identified one or more potentially large or significant adverse impacts which MAY occur. Then proceed directly to the FULL EAF and/or prepare a positive declaration.	
<input type="checkbox"/> Check this box if you have determined, based on the information and analysis above and any supporting documentation, that the proposed action WILL NOT result in any significant adverse environmental impacts AND provide on attachments as necessary, the reasons supporting this determination:	
<hr/>	
Name of Lead Agency	
<hr/>	
Print or Type Name of Responsible Officer in Lead Agency	Title of Responsible Officer
<hr/>	<hr/>
Signature of Responsible Officer in Lead Agency	Signature of Preparer (If different from responsible officer)
<hr/>	<hr/>
Date	
<hr/>	

1/14 Agenda



**TOWN OF NEW WINDSOR
ZONING BOARD OF APPEALS**



APPLICATION FOR VARIANCE

12.12.2007

Date

Application Type: Use Variance ☐ Area Variance ☐
Sign Variance ☐ Interpretation ☐

e-mail address: _____

I. Owner Information:

Minute man Mall LLC.

Phone Number: (914) 582 1184

Fax Number: (914) 562 2018

(Name)

179 Temple Hill Road New Windsor NY 12553.

(Address)

II. Applicant:

IMPEL ASSOCIATES LLC.

e-mail address: _____

Phone Number: (757) 651 1031

Fax Number: (757) 651 1031

(Name)

705 EOL of Chesterfield CT

(Address)

V.B. V.A. 23454

III. Forwarding Address, if any, for return of escrow:

Phone Number: (757) 651 1031

Fax Number: (757) 651 1031

Impel Associates LLC

(Name)

705 EOL of Chesterfield court

(Address)

V.B. V.A. 23454

IV. Contractor/Engineer/Architect/Surveyor/:

Phone Number (757) 651 1031

Fax Number: (757) 651 1031

Impel Associates LLC.

(Name)

705 EOL of Chesterfield court

(Address)

V.B. V.A. 23454

V. Property Information:

Zone: C Property Address in Question: _____

Lot Size: _____ Tax Map Number: Section 168 Block 12 Lot 9.2

a. Is pending sale or lease subject to ZBA approval of this Application? _____

b. When was property purchased by present owner? _____

c. Has property been subdivided previously? _____ If so, When: _____

d. Has an Order to Remedy Violation been issued against the property by the
Building/Zoning/Fire Inspector? _____

****PLEASE NOTE****

**THIS APPLICATION, IF NOT FINALIZED, EXPIRES ONE YEAR FROM THE DATE OF
SUBMITTAL.**

**TOWN OF NEW WINDSOR
ZONING BOARD OF APPEALS**

APPLICATION FOR VARIANCE - continued

- IX. **In making its determination, the ZBA shall take into consideration, among other aspects, the benefit to the applicant if the variance is granted as weighed against the detriment to the health, safety and welfare of the neighborhood or community by such grant. Also, whether an undesirable change will be produced in the character of the neighborhood or a detriment to nearby properties will be created by the granting of the area variance.

PLEASE ANSWER EACH OF THE FOLLOWING QUESTIONS SPECIFICALLY:

1. Whether the benefit sought by the applicant can be achieved by some other method feasible for the applicant to pursue other than an area variance; _____

NO

2. Whether the requested area variance is substantial; _____

NO

3. Whether the proposed variance will have an adverse effect or impact on the physical or environmental conditions in the neighborhood or district; _____

NO

4. Whether the alleged difficulty was self-created. _____

NO

****After reading the above paragraph, please describe why you believe the ZBA should grant your application for an Area Variance:**

PLEASE NOTE:

THIS APPLICATION, IF NOT FINALIZED, EXPIRES ONE YEAR FROM THE DATE OF SUBMITTAL.

**OWN OF NEW WINDSOR
ZONING BOARD OF APPEALS**

APPLICATION FOR VARIANCE - continued

X. SIGN VARIANCE:

- (a) Variance requested from New Windsor Zoning Local Law,
Section _____, Supplementary Sign Regulations

	<u>Requirements</u>	<u>Proposed or Available</u>	<u>Variance Request</u>
Sign #1	2	AVAILABLE	ROAD SIGN
Sign #2	1	BIG SIGN	WALL
Sign #3	2' x 6'	3'	6"
Sign #4			

- (b) Describe in detail the sign(s) for which you seek a variance, and set forth your reasons for requiring extra or oversized signs.

THE SIGN IS 10' x 3'
ALL SIGN WAS 10' x 3' BUT ONLY
THE FLY IS 3'

- (c) What is total area in square feet of all signs on premises including signs on windows, face of building and freestanding signs 40' x 10' ?

XI. INTERPRETATION:

~~(a) Interpretation requested of New Windsor Zoning Local Law,
Section _____~~

~~(b) Describe in detail the proposal before the Board:~~

PLEASE NOTE:

THIS APPLICATION, IF NOT FINALIZED, EXPIRES ONE YEAR FROM THE DATE OF SUBMITTAL.

XII. ADDITIONAL COMMENTS:

- (a) Describe any conditions or safeguards you offer to ensure that the quality of the zone and neighboring zones is maintained or upgraded and that the intent and spirit of the New Windsor Zoning Local Law is fostered. (Trees, landscaped, curbs, lighting, paving, fencing, screening, sign limitations, utilities, drainage.)
-
-

XIII. ATTACHMENTS REQUIRED:

- ☐ Copy of contract of sale, lease or franchise agreement. Copy of deed and title policy.
- ☒ Copy of site plan or ~~survey~~ (if available) showing the size and location of the lot, buildings, facilities, utilities, access drives, parking areas, trees, landscaping, fencing, screening, signs, curbs, paving and streets within 200 ft. of the lot in question.
- ☐ Copies of signs with dimensions and location.
- ☐ Three checks: **(each payable to the TOWN OF NEW WINDSOR)**
- ☐ One in the amount of \$ 300.00 or 500.00 (escrow)
- ☐ One in the amount of \$ 50.00 or 150.00 (application fee)
- ☐ One in the amount of \$ 25.00 (Public Hearing List Deposit)
- ☐ Photographs of area that variance(s) is/are being requested for showing relationship to property lines (5 or 6) from several angles. **(IF SUBMITTING DIGITAL PHOTOS PRINTED FROM COMPUTER – PLEASE SUBMIT FOUR (4) SETS OF THE PHOTOS.)**

XIV. AFFIDAVIT.

STATE OF NEW YORK)

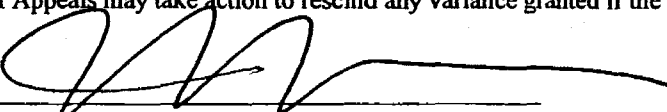
) SS.:

COUNTY OF ORANGE)

The undersigned applicant, being duly sworn, deposes and states that the information, statements and representations contained in this application are true and accurate to the best of his/her knowledge or to the best of his/her information and belief. The applicant further understands and agrees that the Zoning Board of Appeals may take action to rescind any variance granted if the conditions or situation presented herein are materially changed.

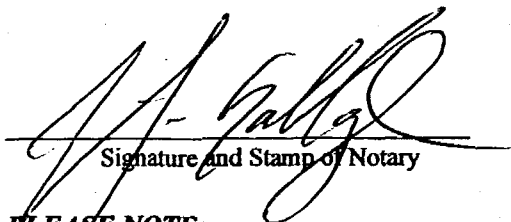
Sworn to before me this:

18th day of December 2007.


Owner's Signature (Notarized)

Owner's Name (Please Print)

JENNIFER GALLAGHER
Notary Public, State of New York
No. 01GA6050024
Qualified in Orange County
Commission Expires 10/30/10


Signature and Stamp of Notary

Applicant's Signature (If not Owner)

PLEASE NOTE:

THIS APPLICATION, IF NOT FINALIZED, EXPIRES ONE YEAR FROM THE DATE OF SUBMITTAL.

APPLICANT/OWNER PROXY STATEMENT
(for professional representation)

for submittal to the:
TOWN OF NEW WINDSOR ZONING BOARD OF APPEALS

Minuteman Mill LLC, deposes and says that he resides
(OWNER)
at 475 Temple Hill Rd New Windsor NY in the County of O
(OWNER'S ADDRESS)

and State of _____ and that he is the owner of property tax map

(Sec. _____ Block _____ Lot _____)
designation number (Sec. _____ Block _____ Lot _____) which is the premises described in


the foregoing application and that he authorizes:

SAID ROUCHDY
(Applicant Name & Address, if different from owner) Bronx
1925 MONTEREY AVE APT 5B. Bx. NY. 10457
(Name & Address of Professional Representative of Owner and/or Applicant)

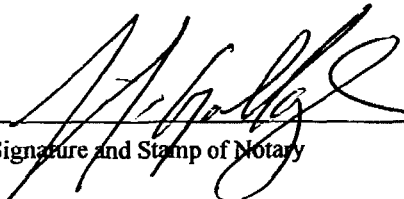
to make the foregoing application as described therein.

Date: 12/18/07

Sworn to before me this:
18th day of December 2007

**

Owner's Signature (MUST BE NOTARIZED)

Applicant's Signature (If different than owner)


Signature and Stamp of Notary

JENNIFER GALLAGHER
Notary Public, State of New York
No. 01GA6050024
Qualified in Orange County
Commission Expires 10/30/12
Representative's Signature

THIS FORM IS TO BE COMPLETED ONLY IF SOMEONE OTHER THAN THE PROPERTY OWNER WILL BE APPEARING AS REPRESENTATION OF THE OWNER AT THE ZBA MEETINGS.

**** PLEASE NOTE:
ONLY OWNER'S SIGNATURE MUST BE NOTARIZED.**